

10/5/05 - **FINAL**

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - OCTOBER 5, 2005
(The Honorable Ross W. Krumm Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings: _____)

Attys:	Debtors:	Case Nos.:	Trustees:
		<u>9:00 A.M.</u>	

Palmer	DANIEL NOBLETT Plan filed 7/11; # 2, #5 <i>Note: Amended Plan filed 10/3 schedules conf 11/16/05 @9AM</i>	05-72628	Connelly/S
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Shelor	ABSOLAM & ROSA HEATH Plan filed 7/1; # 3, 6 Trustee Report and Show Cause #12	05-72545	Connelly/JJ
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Palmer	ROBERT & JULIE HAMILTON Plan filed 7/1; # 3, 5 Trustee Report and Show cause #13 Supplemental Trustee Report and Show Cause #15 <i>Note: 1st Amended Plan #18 scheduled for conf on 11/16 @9AM</i> Valuation: Dell Financial #11 Valuation: Dell Financial #12	05-72554	Connelly/SJ
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Palmer	BENJAMIN AND BRENDA DINKEL Plan #2,5 Trustee Report and Show Cause #15 Valuation: Schewel Furniture #18 Valuation: Schewel Furniture #19 Valuation: Alcars Financial Service #20	05-72658	Connelly/SJ
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9:00 A.M.

Palmer	RUSSELL BARTON Plan filed 8/25 #17 <i>with cert of serv</i> Trustee Report and Show Cause #14 Supplemental Trustee Report and Show Cause #19	05-72868	Connelly/SL
Palmer	DEBRA RUSSELL 1 st Amended Plan filed 8/3 #21 Trustees Report and Show cause filed 7/11 #15 Supplemental Trustee Report and Show cause #13	05-72175	Connelly/LM
Shelor	PATRICIA EVERSOLE 2 nd Amended Plan #52,53	04-75031	Connelly/AF
Mayer	JOYCE JOHNSON (<i>converted on 7/22/05</i>) Plan filed #15 (without cert of service) Trustee Report and Show cause #17	05-71620	Connelly/S
Jamison	ROGER AND MARGARET OSGOOD Amended Plan #18,19 Trustee Report and Show cause #12	05-72509	Connelly/SO
Rothlisberger	DONALD BLAND Plan #3 Trustee Report and Show cause #10	05-72703	Connelly/JM

Palmer	JOSEPH & LISA JONES Plan filed 6/2; # 6, 10 Trustee Report & Showcause filed 7/11; # 25 Valuation: Freedom First Credit Union #1, filed 6/10; # 18 Obj: re: Motorcycle (J. Patterson) Valuation: Freedom First Credit Union #2: filed 6/10; # 19 Obj: re: '99 Jeep (J Patterson)	05-72147	Connelly/JJ
M Black	JAMES & HOLLY RATCLIFF Plan & Summary #14,15 (<i>with cert of service</i>) Trustee Report and Show Cause #23 Supplemental Trustee Report and Show Cause #25 <i>Amended Plan filed 10/3 and set 11/16/05 at 9 am #26, #27</i>	05-72627	Connelly/S
Krippendorf	ANGELA TOLLEY Plan filed 8/8 #13 Trustee Report and Show cause #19	05-72758	Connelly/SJ
Krippend.	DAVID & CYNTHIA HILL Amended Plan #86,87 Trustee's Motion to Dismiss case filed 2/28 #57	03-5257	Connelly/SJ
Krippend.	DONALD HUMPHRIES Plan filed 5/10; # 12 w/mot to convert from Ch 7 to Ch 13 Trustee Report and Show Cause filed 6/17 #20	05-71581	Connelly/GR
Shrader	HOUSTON AND SHANA SOWERS Plan filed 7/7 #9,15 Trustee Report and Show Cause filed 8/23 #23	05-72616	Connelly/VS

9:00 A.M.

Giles	THOMAS AND GLORIA AYERS Plan filed 7/7 #3,7 Trustee Report and Show cause #11,12 Objection to Claim #5 - JHC Construction #13	05-72615	Connelly/VS
M. Giles	RANDY DENNIS KIRBY 1 st Amended Plan filed 7/1; #27, #28	04-75000	Connelly/JM
Giles	JAMIE AND LEE ANNE HARTBERGER Plan filed 7/28 #3,6 Trustee Report and Show Cause #10	05-72867	Connelly/SL
Giles	MATTHEW COLEMAN, SR. 3 rd Amended Plan #43, 45, 46	04-01939	Connelly/AF
Giles	JESSIE BROWN, III 5 th Amended Plan #59,69 Motion to Dismiss Case filed on 8/9 #57 by USA/IRS (Eckert)	02-02827	Connelly/S

9:00 A.M.

Shrader	EDWIN BROOKS Plan filed 7/7 #6, 9 Trustee Report and Show Cause #13	05-72617	Connelly/VS
Shankman	DOUGLAS & ROBIN MITCHELL Amended Plan filed 8/16 #11, 12 Trustee Report and Show Cause #16	05-72670	Connelly/LM

Shrader	RANDOLPH HARDY, JR Plan filed 5/14 #3 Trustee Report and showcause filed 6/17 #14 Obj: USA/IRS filed 7/27 #17 (Eckert)	05-71897	Connelly/NS
Shrader	TIMMY AND ANGELA HUFF Plan filed 5/14 #3 Trustee Report and show cause filed 6/17 #10 Valuation: Citizen's Bank - filed 6/29 #13,14	05-71898	Connelly/NS
Shankman	JACKIE & ROBIN AKERS Plan filed 7/5; # 41 (conf ntc #35 - converted case) Trustee Report & Show cause filed 7/8; # 43 Supplemental Trustee Report & Show cause filed 7/18; # 44 Motion to Reconvert #55	05-70244	Connelly/JJ
T Janney	JOSEPH & SHELIA WITCHER Amended Plan filed 2/24; # 19, 20 - <i>contd from 2/16 & 4/13; 6/15, cont #8 - no further continuances from 8/10</i> Trustee Report, Obj & Show cause filed 1/10; #12 - <i>contd from 2/16 & 4/13; 6/15</i> Obj: Select Portfolio Servicing Inc (Bierman/Boylan) filed 3/3; # 22 - <i>cont fr 4/13; 6/15 and 7/6</i> <i>4th Amended Plan filed 8/24 #67,68</i>	04-74491	Connelly/NS
<u>9:00 A.M.</u>			
Janney	JOSEPH HALE 1 st Amended Plan #19,20 Trustee Report and Showcause filed 6/17 #14 Obj: Green Tree Servicing LLC fka Conseco Finance (McQuiddy) filed 7/19; # 15 <i>See also Valuation Motion set @2:00PM (page #15)</i>	05-71888	Connelly/GR
Janney	CYNTHIA AND RANDALL GILLISPIE Plan filed 7/27 #3,5 Trustee Report and Show Cause #19	05-72851	Connelly/SJ

Janney	PATSY HODGES Motion for Relief filed by Countrywide Home Loan, Inc. #16 Motion for Co-Debtor Relief filed by Countrywide Home Loan #19	05-72353	Connelly/SJ
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M. Hart	ROBIN VASS Plan filed 5/25; #11 w/cert of service; #15 Trustee Report and Showcause filed 6/17 #17	05-71929	Connelly/S
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M Hart	ALLIE & RHONDA MARSH Mod plan filed 7/8 # 36 Trustee Report and Show cause #19	05-70516	Connelly/VS
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Palmer	JOHNNY AND PATSY ROBINSON Plan filed #10 Trustee Report and Show Cause #14	05-72824	Connelly/VS
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9:00 A.M.

Palmer	CARLTON GEARHART Plan #11 <i>with cert of serv</i> Trustee Report and Show Cause #16	05-72743	Connelly/JJ
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Palmer	JERRY HINKLEY Amended plan filed 8/8 #21, 22 (<i>cont from 8/10</i>) Trustee Report & Showcause filed 7/11; # 17	05-72099	Connelly/NS
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Biddle	CARL PROFFITT (converted from ch 7) Amended plan filed #34, 37 Trustee Report & Showcause filed 5/18; # 25 Supplemental report & Showcause filed 6/17 #27, <i>cont from 7/6</i>	05-70171	Connelly/LM
Palmer	WILLIAM SPICER Plan filed 2/11 #15 with cert serv Obj: filed 3/28 #20 by Louse Worrell (Rothlisberger) – <i>Obj to conf Taken under advisement 6/15 -</i> <i>Brief in Support of Debtor’s objection to Proof of Claim of Louise Worrell filed 7/1 #40 (Palmer)</i> Response filed 7/18 #42 Trustee Report/Showcause mots #18, #19, 21 & 30 <i>contd from 6/15</i>	05-70184	Connelly/GR
Shankman	RONALD & PATTY BREEDLOVE Plan filed 7/18 #7 <i>with cert of serv 7/18 #7</i> Trustee Report and Show Cause #12	05-72671	Connelly/LM
<u>9:00 A.M.</u>			
Shankman	ROBERT & BILLIE COOPER (filed 7/12/05) Plan filed 7/13; # 6, #5 <i>with cert of serv 7/18 #11</i> Trustee Report and Show cause #16	05-72672	Connelly/LM
Shankman	DAVID & RENEE COLE Plan filed 7/18 #7, 12 <i>and cert of serv 7/18 #8</i>	05-72673	Connelly/LM

Trustee Report and Show Cause #15

M Hart	ELIZABETH BEAVERS Plan filed 7/12; # 3, 5 Trustee Report and Show Cause #10	05-72677	Connelly/LM
M Hart	PHILLIP & SAMMIE KING Plan filed 6/15; # 13, 14 Trustee Report & Showcause filed 7/11; # 22 Valuation: Chrysler Financial filed 6/21 #16 Objection filed 6/27 #21 by Daimler Chrysler (Higgs)	05-72145	Connelly/JJ
M Hart	THOMAS MATHIS Plan filed 5/25 #8 OBJ: Bank of America #16 Trustee's Report and Show cause filed 6/29 #15	05-71999	Connelly/NS
P Brown	JOSEPH DECKER Plan filed 7/29 #10 with cert of service #11 Trustee Report and Show Cause #12	05-72688	Connelly/GR
<u>9:00 A.M.</u>			
M Hart	THELMA MATTOX Plan due, conf ntc #4 Trustee Report and Show Cause #10 Supplemental Trustee Report and Show Cause #11	05-72690	Connelly/NS
M Hart	STEVEN DAMEWOOD Plan filed 3/14; # 3 5 - Trustee Report & Showcause filed 4/25; # 19	05-70918	Connelly/VS

Objection to Claim #2 of IRS filed 6/21 #25

Delafield	JOHN & LINDA HUTCHINSON Amended Plan filed 8/25 #26,27 Trustee Report and Showcause filed 6/17 #20 Supplemental Trustee Report and Showcause filed 7/11 #23 Supplemental Trustee Report and Showcause #24 Trustee Report and Showcause #32	05-71818	Connelly/VS
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Obj: Countrywide Home Loans (Sasser) filed 6/10; # 18

Delafield	JASON & JAME WATTS Plan filed 7/14; # 2, 5 Trustee Report and Show Cause #12	05-72698	Connelly/NS
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Palmer	CHARLES AND GWENDOLYN SOUTHERS 3 rd Amended Plan filed 8/1 #70,72	03-04331	Connelly/AF
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Palmer	MARGARET JAMISON 1 st Amended Plan #44, 45	03-04292	Connelly/NS
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Palmer	RAYMOND GRAY 2 nd Amended Plan #61,63 Trustee Motion to Dismiss or Convert Case #59	04-74345	Connelly/JJ
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Motion for Relief - filed 7/14#53, 54, 57 by General Motors Acceptance (Eason)
Answer filed 7/19; #55

9:00 A.M.

M Hart	WILLIAM & CAROL PERDUE Amended Plan #50,51 OBJ: Countrywide Home Loans (Sasser) #41 OBJ: Member One Federal Credit Union #45 OBJ: USA/IRS #66 Trustee Report & Showcause filed 5/6; # 22 -	05-71174	Connelly/LM
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M Hart	DICKIE SHEPHERD	05-71187	Connelly/GR
	Plan filed 4/27; dated 4/26, #16, w/c-s #17 – cont #8 no further continuances		
	Trustee Report & Showcause filed 5/6; # 19	“	
	Supplemental Trustee Report filed 6/9; # 24	“	
	Obj: Citimortgage(Sasser) filed 6/7 #23	“	
	Amended Plan filed 10/3 #37		

Palmer	DARRELL PAYNE	04-03308	Connelly/SO
	1 st Amended Plan #29,30		

Krippend.	TRUDY PRATER	05-71974	Connelly/LM
	Plan filed 5/18; # 3, 6		
	Trustees Report and show cause filed 6/23 #9		

Shankman	MICHAEL AND ALICIA WILSON	05-71894	Connelly/NS
	Plan filed 5/31 #12		
	Trustee Report and showcause filed 6/17 #16		

9:00 A.M.

Giles	FRANKLIN BUTLER, JR	05-72721	Connelly/S
	1 st Amended Plan #10 <i>with cert of service</i> #11		
	Trustee Report and Show Cause #12		

Giles	WILLIAM AND TABITHA DUNN	05-72718	Connelly/VS
	Plan filed 7/15 #3,7		
	OBJ: Countrywide Home Loans, Inc. #9 (Sasser)		
	Trustee Report and Show Cause #16		
	Valuation: Regional Acceptance Corp #10		

Giles	DAVID AND MEGAN LAWSON	03-04668	Connelly/SL
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M Giles	PHYLLIS HANKS 1 st Amended Plan filed #28,29	04-74486	Connelly/GR
Boitnott	FOSTER MATHERLY Plan filed 7/19; # 4, 6 Trustee Report and Show Cause #9 <i>Debtor's appearance waived by order ent 9/30 #13</i>	05-72739	Connelly/AF
Boitnott	JERRY AND JANET DOYLE Plan #4,6 Trustee Report and Show Cause #9	05-72737	Connelly/AF
<u>9:00 A.M.</u>			
McNally	KELLY HARRY Plan filed 7/20 #4,6 Trustee Report and Show Cause #9	05-72748	Connelly/ JJ
Clarke	BETTY WHITAKER Plan filed 7/26 #4 Trustee Report and Show Cause #12 Motion for Relief from Stay #13, 19 by ABN AMRO MORTGAGE GROUP (Stewart) Motion for Relief from Co-Debtor Stay #16,18 filed by ABN MORTGAGE GROUP, INC. (Stewart)	05-72817	Connelly/VS

Shelor	CHARLES DEANER Plan filed 5/6; # 6, 7 Trustee Report & Showcause filed 6/9; # 13	05-71756	Connelly/SJ
M Lewis	WENDY GILLESPIE Amended plan #19 Trustees Report and Show cause filed 6/23 #17 Supplemental Trustee Report and Show cause #18	05-71982	Connelly/GR
Janney	GARRY & DENISE BOOTHE 3 rd Amended Plan #39, 40 Obj: John Howell, dba J-T Transport #34 Valuation: John Howell #17 Trustees Report and Show Cause filed 6/17 #18	05-71948	Connelly/JJ
<u>9:00 A.M.</u>			
Palmer	CARL & BUFFY SCARBERRY 1 st Amended Plan filed 8/18 #19 Trustee Report and Show cause #15	05-72452	Connelly/SJ
Palmer	JAMES & MARY PRESTON Plan filed 7/27 #29,30 Trustee Report & Showcause filed 7/18; # 27	05-72144	Connelly/JJ
Bowman	DEBORAH BISHOP Plan filed 6/9;#28 - <i>contd from 7/5</i> Supplemental Trustee Report filed 6/9; # 23 <i>cont from 6/15 & 7/5, 8/9</i> Supplemental Report of Trustee <u>filed 7/11; # 40</u>	05-71271	Connelly/LM

Supplemental Report and Show Cause filed 8/8 #44

Court's 7/7/05 order to show cause ##37 to G. Bowman, re: showcause why administrative notice fee has not been paid & why case should not be dismissed.

Note: Filing Fee Balance in full paid 7/29

M Hart	STANLEY & TINA DAVIS Plan filed 6/14; # 3, 6 Trustee Report & Showcause filed 7/18; #13	05-72338	Connelly/AF
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P Brown	TIMONTHY AND TONYA DRAPER (<i>converted 8/29</i>) Motion to Extend time to file plan <i>with cert of service</i> #30 <i>Note: Chapter 13 Plan filed 9/28 #32 with cert of service #33</i>	05-71300	Connelly/JM
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11:00 A.M.

P Brown	CONSTANCE HAIRSTON, SR. Motion to Sell Free and Clear of Liens <i>with cert of service</i> #48	04-75026	Connelly/S
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11:00 A.M.

P Brown	MARK LINKOUS Motion for Relief from Stay #23,26 filed by SunTrust Bank (Zimm) <u>Answer</u> #28	03-04429	Connelly/S
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P Brown	BRADLEY AND MISTY STILTNER Trustee Motion to Reconsider order entered 9/8 that dismisses case filed 9/15 #19	05-72075	Connelly/LM
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Shankman	RICHARD ADAMS (<i>case dismissed on 8/10/05</i>) Debtor Motion to Reinstate Case #36,37	05-70388	Connelly/GR
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Cromwell	SANDRA STOCKTON Motion to Suspend Payments #43	04-00792	Connelly/NS
Shelor	DENNIS LAVENDER Affidavit of Default #48 by Long Beach (Bierman) (re: Boones Mill, VA property) OBJ: #50 by debtor Notice of Hearing re Affidavit of Default and Debtor Objection thereto #51 (Bierman)	03-03790	Connelly/NS
Shelor	GEORGE CUBITT 1 st Affidavit of Default and Notice of Termination of Stay by M&T Trust Co (Bierman) OBJ: by Debtor with ntc of hearing #73	04-01017	Connelly/VS

11:00 A.M.

Giles	THOMAS HODGES Motion for Relief from Stay and from Co-debtor Stay #57,59 by Branch Bank & Trust Co. (Hauser) #57,59 <u>Response</u> #61	04-01450	Connelly/SJ
M Giles	LEE AND HOLLIE MYERS Debtor Motion to Sell Real Property and Shorten Notice #31	05-70123	Connelly/S
Delafield	CHRISTOPHER AND KELLY FULCHER Motion to Suspend Payments #29	05-71118	Connelly/VS
Delafield	JOSEPH AND NANCY FLESHMAN Motion to Suspend Payments #16	05-72523	Connelly/S

Krippendorf VALERIE TRIVELLIN 05-02415 Connelly/VS
Motion for Relief filed #30,33 filed by Consumer Finance Corp (Epps)
Response #38
Motion for Relief from Co-Debtor Stay filed by Consumer Finance (Epps) #31,34
Response #38

Jamison GEORGE AND JUDY WYATT 05-70570 Connelly/LM
Motion for Relief from Stay filed 9/14 #37 by Bank of America Mortgage (Sasser)

Trustee's Motion to Dismiss or Convert Case #36 *cont'd from 10/04*

2:00 P.M. - MISCELLANEOUS

Janney JOSEPH HALE 05-71888 Connelly/GR
Valuation: Green Tree Servicing LLC filed 6/2; # 11, 12
(*See also confirmation @9:00 AM - pg #6*)

2:00 P.M. - MISCELLANEOUS

Westermann/
RBX CORPORATION 04-725 DIP/S -JJ
Obj to Claims filed 7/18/05 & 7/19/05 by Plan Administrator(Magee):
Ord of 8/19 recuses the following objections to claims to Judge Krumm

#15: Duke Energy Corp; d/e #1794

#42,#86, #92: SBC Ameritech ; d/e #1809
Letter response #2291

#69: SBC Communications; d/e #1819
Letter response #2291

#74 and #425: E.I. Dupont; d/e #1821

#223 and #743: Verizon; d/e #1846

#278: Zerox; d/e #1857

#564: Exxon Mobil Corporation; d/e#1899
Response #2355

Ord of 8/23 recuses the following objections to claims to Judge Krumm

#648: Bellsouth Telecommunications, Inc.; d/e #1916

#756: Xerox Corporation; d/e #1946

1.